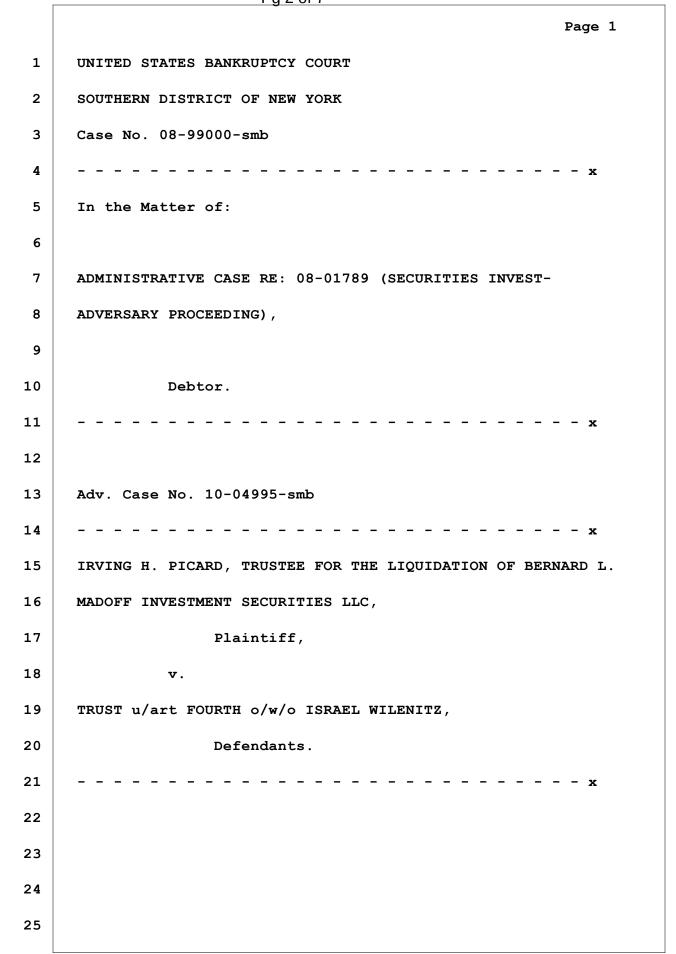
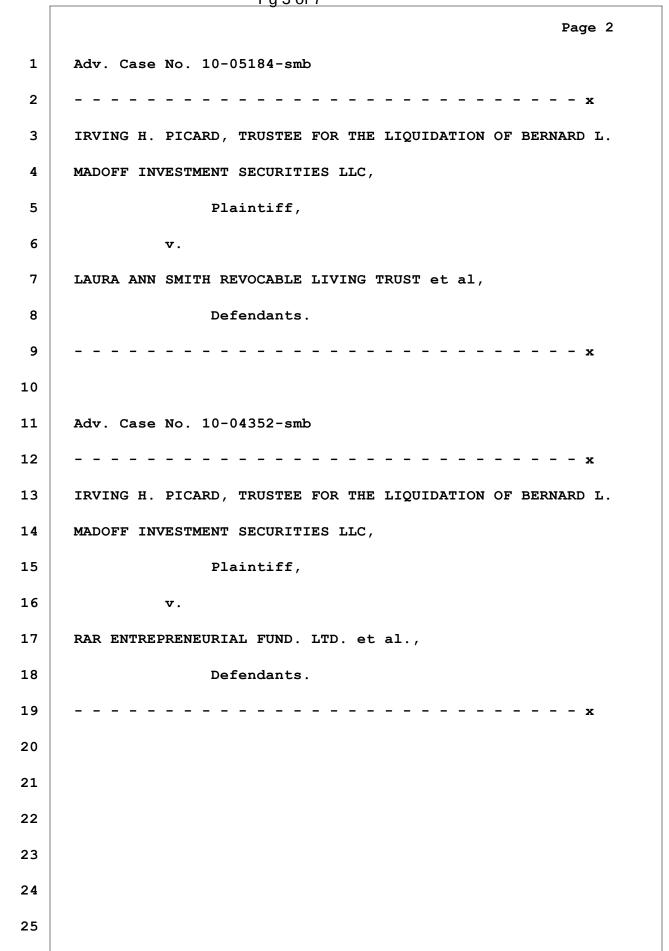
EXHIBIT D





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	Page 3
1	U.S. Bankruptcy Court
2	One Bowling Green
3	New York, NY 10004
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5	May 17, 2016
6	10:51 AM
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8	
9	BEFORE:
10	HON STUART M. BERNSTEIN
11	U.S. BANKRUPTCY JUDGE
12	
13	
14	
15	Hearing re: 10-04995-smb, 10-05184-smb, 10-04352-smb The
16	Trustee's Request For Leave To File A Motion For a
17	Protective Order in Wilentiz.
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19	
20	
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23	
24	
25	Transcribed by: Sonya Ledanski Hyde

	Page 4
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Page 61 1 THE COURT: And, again, this comes back to my 2 understanding of the records. If you have tables of content 3 or indices... MR. JACOBS: I do. 5 THE COURT: I don't want to see them now. 6 MR. JACOBS: Okay. 7 THE COURT: If you have those things and somebody can look at them and see the subject matter of what they 8 want to look at, figure out what to look at, fine. 9 10 MR. JACOBS: There is a subfolder in Data Room 1 11 that is called DTC that has all of those records. 12 MS. CHAITMAN: I'm not asking for -- I have the 13 DTC records. 14 THE COURT: She wants other non-DTC records. 15 MR. JACOBS: To the extent we have them in 16 addition to publicly available information that we obtain, 17 it's all in the data room clearly labeled. THE COURT: You'll have to show me when the time 18 19 comes. 17 -- these are the number of employees that work 20 for each unit. 21 MR. JACOBS: Yes, Your Honor. And as I had 22 mentioned before, we provided a specific chart that contains 23 this exact information, even though I believe we're not obligated to because it had already been made available in 24 25 the data room and could've been found with the click of a

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shows up in Wilenitz's account statement, you can make the argument that he actually owned that stock. But you can do that (indiscernible) and the information has been made available to you.

And the sense I'm getting -- and I understand that it's a lot of work -- is you want the Trustee to do this for you, but you're going to have to do this yourself if this stuff is available.

MS. CHAITMAN: You know, Judge, with 4 million pages of documents, the least the Trustee could do is specify the specific Bates Numbers. Because I don't want to be in a position where we go to trial... I mean, for all I know, the data room is updated constantly and new documents are added. How am I going to prove at trial that certain documents were not made available to me? I mean, it's impossible. Why can't the Trustee be bound to tell me these are the documents responsive to this request?

THE COURT: But that doesn't solve your problem...

Well, if the Trustee has additional documents, he's got to supplement the disclosure or the production, which he does by adding them to the data room, and maybe you have a continuing duty to check the data room.

But part of the problem is you've thrown such a broad net over what you're looking for, instead of the specific documents relevant -- that I think seem to be